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\*Admitted in New York  
District of Columbia

February 15, 2024

**VIA ECF**

Hon. Valerie E. Caproni  
Thurgood Marshall  
United States Courthouse  
40 Foley Square  
New York, NY 10007

**MEMO ENDORSED**

*Re: M.L., v. N.Y.C Dep't of Educ., 23-cv-6836 (VEC)*

Dear Judge Caproni:

We represent Defendant in the above-referenced action wherein Plaintiff seeks attorneys' fees, costs and expenses for legal work on an administrative hearing under the Individuals with Disabilities Education Act ("IDEA"), 20 U.S.C. §1400, *et seq.*, as well as for this action.

We are respectfully asking for an adjournment of the in-person Initial Conference currently scheduled for February 16, 2024 at 10 AM before Your Honor or permission for the parties to appear virtually or telephonically. Plaintiff consents to this request. We are mindful of your Honor's Order of January 29, 2024 [ECF 32] in which the Court kindly adjourned the conference from February 2 to the 16. We are seeking the adjournment for good cause. I have been informed that Plaintiff's counsel is ill so if the conference goes forward has asked to appear in an alternative manner. In addition, if our offer is not accepted we will be at a settlement impasse. We are therefore, providing a briefing schedule as it is believed mediation would not be helpful.

- Plaintiffs motion for summary judgment will be due on or before April 29, 2024;
- Defendant's opposition will be due on or before May 27, 2024; and
- Plaintiff's reply is due June 17, 2024.

The parties thank the Court for considering this submission.

Respectfully Submitted,

By: /s/ Vivian Rivera Drohan

Vivian Rivera Drohan, Esq.

cc: Irina Roller, Esq. (via ECF)

Application GRANTED IN PART. The Initial Pretrial Conference scheduled for Friday, February 16, 2024, is CANCELED.

Plaintiff must file her motion for summary judgment by not later than **Friday, March 15, 2024**. Defendant's response in opposition is due by not later than **Friday, April 12, 2024**. Plaintiff's reply is due by not later than **Friday, April 26, 2024**. No further extensions will be granted.

SO ORDERED.

A handwritten signature in blue ink, appearing to read "Valerie Caproni", is written over the printed name.

2/15/2024

HON. VALERIE CAPRONI  
UNITED STATES DISTRICT JUDGE